

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**MICHAEL E. GEIGER,**

**Plaintiff,**

**vs.**

**Case No.: 2:13-cv-1060  
JUDGE SMITH  
Magistrate Judge Abel**

**MRS. VICKIE STRINGER, et al.,**

**Defendants.**

**ORDER**

On October 28, 2013, the United States Magistrate Judge issued a *Report and Recommendation* recommending that Plaintiff's application to proceed in formal pauperis be GRANTED and that Plaintiff's Complaint be dismissed. (See *Report and Recommendation*, Doc. 4). The parties were advised of their right to object to the *Report and Recommendation*. This matter is now before the Court on Plaintiff Geiger's Objections to the *Report and Recommendation*. (See Doc. 8). The Court will consider the matter *de novo*. See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(3).

The objections present the same issues presented to and considered by the Magistrate Judge in the *Report and Recommendation*. Plaintiff has failed to allege a basis for the Court to exercise subject matter jurisdiction over his claim. For the reasons stated in the *Report and Recommendation*, this Court finds that Plaintiff's objections are without merit and are hereby **OVERRULED**.

The *Report and Recommendation*, Document 4, is **ADOPTED** and **AFFIRMED**.

Plaintiff's Complaint is hereby dismissed in its entirety. Further, Plaintiff's Motion for Default Judgment is hereby **DENIED AS MOOT**.

The Clerk shall remove Documents 4 and 10 from the Court's pending motions list. The Clerk shall terminate this case.

**IT IS SO ORDERED.**

/s/ George C. Smith  
**GEORGE C. SMITH, JUDGE**  
**UNITED STATES DISTRICT COURT**